

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

O I P F  
DEC 19 2003  
U. S. PATENT & TRADEMARK OFFICE  
In re the Application of: )  
Hassan Mostafavi ) Group Art Unit: Not Yet Assigned  
Serial No.: 10/664,534 ) ) Examiner: Not Yet Assigned  
Filed: September 16, 2003 )  
For: METHOD AND SYSTEM FOR )  
PREDICTIVE PHYSIOLOGICAL )  
GATING OF RADIATION THERAPY )  
)

PRELIMINARY AMENDMENT

M/S: Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to examination of the above-captioned application, please amend the application in accordance with the following amendment sheet(s).

O I P E JCT 09  
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Patent  
VM7010733002

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Hassan Mostafavi

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GATING OF RADIATION THERAPY

) Group Art Unit: Not Yet Assigned

) Examiner: Not Yet Assigned

**PRELIMINARY AMENDMENT TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**1. Documents enclosed:**

Transmitted herewith for the above-identified application, are the following:

Preliminary Amendment (6 pages); and

Return Postcard

**CERTIFICATE OF MAILING**  
(37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposit with the United States Postal Services on the date shown below with sufficient postage as "First Class Mail" to addressee in an envelope addressed to M/S: Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

12/16/03  
Date of deposit

Carolyn Tobias

Name of Person transmitting Paper

Carolyn Tobias

Signature of Person depositing Paper

If any extension fee is required, please consider this a petition therefor.

3. **Method of Payment of fee:**

- Check in the amount of \$\_\_\_\_\_ is enclosed to cover the above fee(s).
- Charge Bingham McCutchen's Deposit Account No. **50-2518** in the amount of **\$36.00** for additional claims.
- The Commissioner is authorized to charge Bingham McCutchen's Deposit Account No. **50-2518** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, and to credit any overpayments to said Deposit Account No. **50-2518**.

Respectfully submitted,

BINGHAM McCUTCHEN LLP

Dated: December 16, 2003

By:   
Gerald Chan, Reg. No. 51,541

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